

600 Ash Avenue
McAllen, Texas 78501

SMARTCOM
TELEPHONE

(800) 302-1125
(956) 213-1247/fax

February 6, 2006

Federal Communications Commission
Telecommunications Consumer Division
Enforcement Bureau
445 12th Street, SW, Room 4-A234
Washington, DC 20554

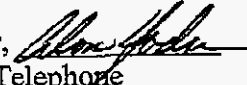
Re: Docket No. 05-196
EB-06-TC-060

Dear Personnel:

Pursuant to FCC's request, please find the enclosed CPNI certification. Let us know if you need anything else for this filing.

The undersigned, as an officer of Smartcom Telephone, certifies that Smartcom Telephone is in compliance with Section 64.2009 of the Commission's rules.

Respectfully submitted,

Alan Yoder, 
Smartcom Telephone

cc: Byron McCoy: byron.mccoy@fcc.gov
fcc@bepiweb.com

Certification of CPNI Filing Smartcom Telephone

1. Smartcom Telephone does not use CPNI when conducting outbound marketing.
2. CPNI is not disclosed to third parties for purposes of marketing. We have a CPNI statement on our Service Agreements that ask the customer whether the information can be used or not. However, we still do not release it to third parties. Information is only disseminated to another carrier if that carrier certifies that they have a Letter of Agency on file for that customer and TN. Requests for information are denied entirely if the request does not include name, address and telephone number of the customer as we show it on the file.
3. We do not currently market services aimed at existing customers. However, if we did it would most likely be by generic bill insert which would be received by all customers of that class (residential or business).